

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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OMAR MARTINEZ,

Petitioner,

-against-

23 **CIVIL** 1281 (LJL)

**JUDGMENT**

SUPERINTENDENT MARK T. MILLER,

Respondent.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated July 2, 2025, the motion to dismiss is GRANTED. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from the order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444–45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue).

**Dated:** New York, New York

July 7, 2025

**TAMMI M. HELLWIG**

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**Clerk of Court**

**BY:**

*K. mango*

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**Deputy Clerk**